

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**December 12, 2007**

DIVISION TWO

B187468 People (Not for Publication)  
v.  
Navarro, et al.

The judgments are affirmed.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.  
Chavez, J.

B193904 People (Not for Publication)  
v.  
Adrian M.

We affirm the orders under review, except insofar as it is necessary to vacate the dispositional orders in order to remand the cause to the juvenile court to make an additional Welfare and Institutions Code section 702 order, to insert the knowledge requirement into the No. 16 condition of probation, and to award appellant one additional day of precommitment credit. The cause is remanded for the juvenile court to make these orders.

Ashmann-Gerst, J.

We concur:   Boren, P.J.  
                  Doi Todd, J.

DIVISION TWO (continued)

B195914 Francis et al. (Not for Publication)

v.

Westlan Construction et al.

The judgment is affirmed. Respondent(s) to recover costs.

Ashmann-Gerst, J.

We concur: Boren, P.J.  
Chavez, J.

DIVISION THREE

Court convened at 9:00 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B188942 People v. Roberts

B197412 Children and Family Services v. Jennifer T.

B189201 People v. Robinson

B191363 People v. Alvarado

Argument waived, cause submitted.

B201712 Patricia E., et al.

v.

Superior Court, Los Angeles County  
(Children and Family Services, r.p.i.)

Merits:

Argued by Steven Shenfeld and Thomas Pichotta for petitioners and by Frank DaVanzo, deputy county counsel for real party in interest. Cause submitted.

DIVISION THREE (continued)

B188868 People

v.

Byron, Jr.

Merits:

Argued by Jan B. Norman for appellant and by David Glassman, deputy attorney general for respondent. Supplemental briefing ordered.

Submission deferred.

B203056 Children and Family Services

v.

Superior Court, Los Angeles County  
(Deshawn W., et al., r.p.i.)

Merits:

Argued by Judith Luby, deputy county counsel for petitioner and by Roxanna Alavi and Dennis Smeal for real parties in interest. Cause submitted.

B194560 Adigwe

v.

Nwadiwe, et al.

Appearances:

Agochukwu Onwaeze for respondent. No appearance for appellant. Argument waived, cause submitted.

B201105 Zevnik, et al.

v.

Superior Court, Los Angeles County  
(Rayonier, Inc., et al., r.p.i.)

Merits:

Argued by J. Christopher Jennings for petitioners and by Robert L. Wallan for real parties in interest. Cause submitted.

DIVISION THREE (continued)

B197692     Costco Wholesale Corporation  
              v.  
              Superior Court, Los Angeles County  
              (Randall, et al., r.p.i.)

Merits:

Argued by David Kadue for petitioner and by Lee M. Gordon for real parties in interest. Cause submitted.

B164398     Bullock  
              v.  
              Philip Morris, Inc., et al.

Merits:

Argued by Murray Garnick for appellants and by Michael Piuze for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B176479 People v. Nipiossian  
B196716 People v. Melendez  
B194470 People v. Castro  
B190411 People v. Tejeda  
B190455 People v. Nguyen  
B195199 People v. Moreno

Argument waived, cause submitted.

DIVISION THREE (continued)

B193915     Sumpter, et al.  
              v.  
              Matteson, et al.

Merits:

Argued by Richard Donahoo for appellant and by Guillermo Schnaider for respondents. Cause submitted.

B193111     Burke-Baum  
              v.  
              Burke, Jr.

Merits:

Argued by Fred Silberberg for appellant and by Gary J. Cohen for respondent. Cause submitted.

B192634     Zumwalt  
              v.  
              Zumwalt

Merits:

Argued by Irwin Friedman for appellant and by Milo F. DeArmey for respondent. Cause submitted.

B193104     Ayala, et al.  
              v.  
              Luetkehans, M.D., et al.

Merits:

Argued by Stuart Esner for appellants and by Kenneth Pedroza for respondents. Cause submitted.

### DIVISION THREE (continued)

B196716      Cooke, et al.  
v.  
City of Culver City

Merits:

Argued by Stephen Silver for appellants and by Steven Berliner for respondent. Cause submitted.

B192716      People  
v.  
Hansen

Merits:

Argued by James M. Crawford for appellant and by Dana Ali, deputy attorney general for respondent. Cause submitted.

Court adjourned at 3:24 p.m.

DIVISION FOUR

B196868      People      (Not for Publication)  
v.  
Black

The judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting that appellant's sentence for kidnapping for the purpose of carjacking carries the possibility of parole (see section D., ante) and th forwarded it to the Department of Corrections.

Manella, J.

We concur: Epstein, P.J.  
Suzukawa, J.

DIVISION FOUR (continued)

B195353     Swayne et al.  
              v.  
              Torrance Care Center West, Inc., et al.

Filed order granting petition for rehearing.

DIVISION SIX

Court convened at 9:00 a.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B188802 American Tractor Equipment Corp. v. Hales  
B194254 Herman v. City of Santa Barbara

Argument continued to February, 2008.

B197748     Cong  
              v.  
              Bell

Appearances:

Janet A. Lawson for respondent; argument waived. Argument previously  
waived by appellant. Cause submitted.

B198468     Aguilar  
              v.  
              BLH Construction

Merits:

Argued by Roderick D. Fong for appellant and by Santos Gomez for  
respondents. Cause submitted.

DIVISION SIX (continued)

B201399      Jessica M.  
                 v.  
                 Ventura County Superior Court  
                 (Human Services Agency, r.p.i.)

Extraordinary Writ:  
Presented by Jessica M. for petitioner and by Linda Stevenson, Assistant  
County Counsel, for real party in interest. Cause submitted.

B196206      People  
                 v.  
                 Keil

Merits:  
Argued by Gerard M. Dougherty for appellant and by Lisa O. Lyytikainen,  
Assistant County Counsel, for respondent. Cause submitted.

B195449      Johnson  
                 v.  
                 Greenelsh

Merits:  
Argued by David P. Weilbacher for appellant and by Sue Carrasco for  
respondent. Cause submitted.

Yegan, J. left the bench.

B190819      Munoz  
                 v.  
                 Fernandez

Merits:  
Argued by Arthur F. Munoz, appellant, appearing in propria persona and by  
Anthony B. Nixon for respondent. Cause submitted.



December 12, 2007 (Continued)

DIVISION SIX (continued)

Court recessed.

Court reconvened at 10:30 a.m.

Present: Gilbert, P.J., Yegan, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B180880     Adam Bros. Farming, Inc.  
                 v.  
                 Santa Barbara Co.

Merits:

Argued by Robin Meadow for appellants / cross-respondents Santa Barbara County, et al., Philip A. Seymour for appellants /cross-respondents Rindlaub et al., Herb Fox and Mario A. Juarez, by leave of court, for respondents / cross-appellants Adam Bros. Farming, Inc. et al. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B194356 Lucas v. City of Thousand Oaks

B195430 Sondermann Ring Partners Ventura Harbor v. City of San Buenaventura

Argument continued to February, 2008.

DIVISION SIX (continued)

Each of the following:

B198187 Child Welfare Services v. Daniel T.  
B199225 Martinez v. Moreno

Argument waived; cause submitted.

B191692     Joseph N.  
                 v.  
                 Kedrick H.

Merits:

Argued by Maureen Keaney for appellant and by Marsha Kay Niedens for respondent. Cause submitted.

B196756     Giles  
                 v.  
                 Custom Creative Plastics

Merits:

Argued by Robin L. Unander for appellant and by James Michael Sweeney for respondent. Cause submitted.

B194657     Rogers  
                 v.  
                 Andersen

Merits:

Argued by Richard L. Francis for appellant and by Jeffery H. Speich for respondents. Cause submitted.

DIVISION SIX (continued)

B199116      Cairns  
                 v.  
                 Ventura Urgent Care Center Medical Corp.

Merits:  
Argued by Glenn J. Campbell for appellants and by Joseph Lavi for  
respondent. Cause submitted.

B193417      Blue Booth  
                 v.  
                 Santa Barbara Biplane Tours

Merits:  
Argued by Gerald C. Sterns for appellants and by Jonathan Smith Morse  
for respondents. Cause submitted.

Court adjourned.

DIVISION SEVEN

B197141      Los Angeles County, D.C.F.S.      (Not for Publication)  
                 v.  
                 I.C.

The judgment is affirmed.

Perluss, P.J.

We concur:    Woods, J.  
                      Zelon, J.

December 12, 2007 (Continued)

DIVISION SEVEN (continued)

B187466 People (Not for Publication)  
v.  
Marra Reece

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.  
Zelon, J.

B193614      Grzywinski      (Not for Publication)  
v.  
Fahad-Grzywinski

The judgment is affirmed. Respondent(s) to recover costs.

Zelon, J.

We concur: Perluss, P.J.  
Woods, J.

B191937 Handy-Mixon (Not for Publication)  
v.  
LA Fitness et al.,

The judgment is affirmed. Respondent(s) to recover costs.

Zelon, J.

We concur: Perluss, P.J.  
Woods, J.

DIVISION SEVEN (continued)

B197345      Los Angeles County, D.C.S.                      (Not for Publication)  
                 v.  
                 Audrae J.,

The judgment is affirmed.

Zelon, J.

We concur:   Perluss, P.J.  
                 Woods, J.

DIVISION EIGHT

B193101      Kay et al.,                                      (Not for Publication)  
                 v.  
                 Som et al.,  
                 Huk et al.

The judgment is affirmed. Respondents are to recover costs on appeal.

Flier, J.

We concur:   Cooper, P.J.  
                 Rubin, J.